

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

Lok Adalat-I organised by the High Court Legal Services Committee
Friday, the 1st day of March 2019

LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)
Presided over by

The Hon'ble Mr. JUSTICE K. SWAMIDURAI (Retd.)
and

Members

1. Mr. K.S. Venkatachalam
2. Dr. P. Vasudevan

CMA.No.1554 of 2014

Appeal against the Judgment and decree dated 13.08.2013 made
in M.C.O.P.No.2750 of 2011 on the file of the Motor Accident
Claims Tribunal, VI Small Causes Court, Chennai.

R. Srinivasan ... Appellant/Petitioner

Vs.

1. S. Dilli (As per R.C. Book)
2. M. Mathiazhagan (As per Insurance)
3. Bajaj Allianz General Insurance,
Prince Towers, 4th Floor,
No.25 & 26, College Road,
Nungambakkam, Chennai - 06.

(1st and 2nd Respondents are set exparte before the Tribunal)

... Respondents/Respondents

This case has been listed today and came up for settlement
before the Lok Adalat. Learned counsel for the Appellant
Mr. K. Varadha Kamaraj and the learned counsel for the
Respondents Mr. S. Manohar and Ms. N. Thilagavathy, Legal Officer,
Bajaj Allianz General Insurance Company Limited are present.
After mutual discussion, negotiation, mediation and conciliation
between both parties, they arrived at a compromise to settle the
matter as follows:

TERMS OF SETTLEMENT

The Tribunal has awarded a sum of Rs.2,12,000/- (Rupees Two
Lakhs Twelve Thousand only) with interest at 7.5% per annum
from the date of petition till the date of deposit. It is
represented by the learned counsel for the Respondent /

Insurance company that a sum of Rs.2,55,495/- (Rupees Two Lakhs Fifty Five Thousand Four Hundred and Ninety Five only) has been withdrawn by the claimant / appellant before the Tribunal.

2. Not satisfied with the award of the Tribunal, the claimant / appellant has preferred the present appeal for enhancement. Now, both the parties have agreed to a sum of Rs.4,75,000/- (Rupees Four Lakhs Seventy Five Thousand only), as full quit of the claim over and above the awarded amount before the Tribunal.

3. The Respondent / Insurance company is directed to deposit the modified award amount of Rs.4,75,000/- (Rupees Four Lakhs Seventy Five thousand only), as full quit of the claim over and above the awarded amount within a period of eight weeks from the date of receipt of a copy of this order.

4. On such deposit, the appellant / claimant is permitted to withdraw the above modified award amount without filing any formal petition before the Tribunal. The Award is passed accordingly.

5. The Tribunal is directed to issue the amount through cheque / RTGS to the parties concerned on proper identification in accordance with the terms of the award, without insisting on any formal permission petition. The Civil Miscellaneous Appeal is disposed of accordingly.

sd/-
R.Srinivasan

sd/-
Counsel for the Appellant

sd/-
Bajaj Allianz General Insurance,
Prince Towers, 4th Floor,
No.25 & 26, College Road,
Nungambakkam, Chennai – 06.

sd/-
Counsel for the Respondent

This Lok Adalat award is passed in terms of the above settlement.

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

sd/-
Judge

sd/-
Member

sd/-
Member

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To:

The parties/Advocate concerned

Copy to:

1. The Motor Accident Claims Tribunal, VI Small Causes Court, Chennai
 2. The Secretary, High Court Legal Services Committee, Chennai.
 3. The Section Officer, V.R.Section, High Court, Madras.
 4. The Section Officer, Lok Adalat Section, High Court, Madras.
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सत्यमेव जयते

CMA.No.1554 of 2014

CP (CO)
CSL/08.04.2019

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